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 Facebook, Inc. and Instagram, LLC

9
 10 **UNITED STATES DISTRICT COURT**

11 **NORTHERN DISTRICT OF CALIFORNIA**

12 FACEBOOK, INC. and INSTAGRAM, LLC,

13 Plaintiffs,

14 v.

15 9 XIU NETWORK (SHENZHEN) TECHNOLOGY
 16 CO., LTD. a/k/a JIUXIU NETWORK (SHENZHEN)
 TECHNOLOGY CO., LTD.;
 17 9 XIU FEISHU SCIENCE AND TECHNOLOGY
 COMPANY LTD.;
 18 9 XIU FEI BOOK TECHNOLOGY CO., LTD.;
 19 HOME NETWORK (FUJIAN) TECHNOLOGY
 CO., LTD.;
 20 WEI GAO a/k/a GAO WEI;
 ZHAOCHUN LIU a/k/a/ LIU ZHAOCHUN; and
 21 ZHAOPING LIU a/k/a LIU ZHAOPING,

22 Defendants.
 23

Case No. 4:19-cv-1167-JST

**NOTICE OF PARTIAL WITHDRAWAL OF
 PLAINTIFFS FACEBOOK, INC. AND
 INSTAGRAM, LLC'S MOTION TO DEEM
 SERVICE EFFECTIVE AND TO ENTER
 DEFAULT AGAINST CERTAIN
 DEFENDANTS**

DATE: July 15, 2020
 TIME: 2:00 p.m.
 CTRM: 6 – 2nd Floor

Presiding: Hon. Jon S. Tigar

Referral: Hon. Alex G. Tse

1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that Plaintiffs hereby partially withdraw their motion for entry of
3 default with respect to Defendant ZhaoPing Liu a/k/a Liu ZhaoPing only. As stated in the concurrently
4 filed Supplemental Declaration of Celeste Ingalls, on June 25, 2020 — and after the filing of the instant
5 motion — Plaintiffs’ counsel received a certificate of attempted service for Ms. Liu from China’s
6 designated central authority. Supp. Ingalls Decl. ¶¶ 5-7 & Ex. 4.

7 Because service has been unsuccessfully attempted on Ms. Liu and a certificate from China’s
8 Central Authority has issued, Plaintiffs are no longer authorized to move for entry of Ms. Liu’s default
9 under Article 15 of the Convention on the Service Abroad of Judicial and Extrajudicial Documents in
10 Civil and Commercial Matters, Nov. 15, 1965, 20 U.S.T. 361, 658 U.N.T.S. 163 (the “Hague Service
11 Convention”).

12 Plaintiffs will seek to serve Ms. Liu by email by filing an amended version of their previously
13 filed motion to serve Defendant 9 Xiu Network (Shenzhen) Technology Co., Ltd. by email (ECF No. 36).

14 Plaintiffs continue to seek entry of default for Defendants Wei Gao and ZhaoChun Liu under
15 Article 15 of the Hague Service Convention. Service documents requested by the Court for those
16 defendants are attached to the Supplemental Ingalls Declaration as Exhibits 1-2.

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19 DATED: June 30, 2020

Tucker Ellis LLP

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21 By: /s/David J. Steele

22 David J. Steele
23 Howard A. Kroll
24 Steven E. Lauridsen

25 Attorneys for Plaintiffs,
26 Facebook, Inc. and Instagram, LLC
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